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Attorney Docket No. CRO01.NP001

JUL 11 2000

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re the Application of:

CROCE, Carlo M.

Serial No.: 09/357,675

Filed: July 20, 1999

For: NITRILASE HOMOLOGS



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Art Unit: 1632

Examiner: Shukla, R.

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Assistant Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO RESTRICTION REQUIRMENT AND
NOTICE TO COMPLY WITH SEQUENCE RULES**

Dear Sir:

This responds in full to the Official Action mailed January 24, 2000. This response is timely filed by virtue of the enclosed Petition for Extension of Time, extending the time for response through and including June 26, 2000, thereby extending by four months the one-month extendable deadline set in the Official Action.

Restriction Requirement

This responds to the three-way restriction requirement of January 24, 2000. It is respectfully assumed that the Examiner meant to state that a provisional election *without* traverse was made telephonically by Applicant on December 27, 1999. Notwithstanding, Applicant confirms the provisional election without traverse of the invention of Group I. Please cancel claims 4-9 without prejudice. The Applicant reserves the right to prosecute, in one or more patent applications, the canceled claims and any other claims supported by the specification.

Notice to Comply With The Sequence Rules

In response to the Notice to Comply with Sequence Rules, submitted herewith is a substitute "Sequence Listing" in computer readable form ("CRF"), and substitute paper copy of the sequence listing in accordance with the requirements of 37 CFR §§ 1.821(e) and 1.824. A copy of the Notice is also enclosed. The asserted errors indicated by the Raw Sequence Listing Error Summary have been corrected as follows:

The representations of "N" have been listed in the features section of the Sequence Listing.

AMENDMENT

Please amend the application to substitute the enclosed paper copy sequence listing (pages 1-4) in place of the paper copy sequence listing now on file in this application (pages 1-5).

STATEMENT

I hereby state that the substitute copy of the computer readable form, submitted in accordance with 37 C.F.R. §1.825(b), is the same as the amended Sequence Listing, and contains identical data to that originally filed. (37 C.F.R. §1.825(d)).

Respectfully submitted,

CROCE, Carlo M.

6/26/2000
Date

BY:

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on June 26, 2000, as "First Class Mail POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.



Heather S. Richman
Heather S. Richman

JUNE 26, 2000
Date